

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

March 3, 2017

Elisabeth A. Shumaker
Clerk of Court

UTAH REPUBLICAN PARTY,

Plaintiff - Appellant,

and

CONSTITUTION PARTY OF UTAH,

Plaintiff and Intervenor,

v.

No. 16-4058

GARY R. HERBERT, in his official capacity
as Governor of Utah; SPENCER J. COX, in
his official capacity as Lieutenant Governor
of Utah,

Defendants - Appellees.

ORDER

Before **PHILLIPS, McHUGH, and MORITZ**, Circuit Judges.

Appellant's petition for rehearing is denied.

The petition for rehearing en banc was transmitted to all of the judges of the court who are in regular active service. As no member of the panel and no judge in regular active service on the court requested that the court be polled, that petition is also denied.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk